



PATENT
D-95013A1a

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Confirmation No.: 3880

AHMAD (NMI) WALEH ET AL

Serial No.: 10/786,280

Group Art Unit: 1746

Filed: February 24, 2004

Examiner: A. Markoff

For: METHOD OF REMOVING ORGANIC
MATERIALS FROM SUBSTRATES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION (37 CFR 1.321(b) and (c))

Dear Sir:

Petitioner, BEST LABEL COMPANY, INC., a California corporation having its principal place of business at Cerritos, California, represents that said Best Label Company, Inc. is owner of 100 percent interest of U.S. Patent 5,763,016, issued June 9, 1998, by way of having acquired the assets of Anon, Incorporated, the prior Assignee, in bankruptcy. A copy of a Bill of Sale, dated April 30, 2003, is attached herewith.

Petitioner also represents that said Best Label Company, Inc. is owner of 100 percent interest of application Serial No. 10/786,280, filed February 24, 2004 (the present application).

Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified patent application (the present application) which would extend beyond the expiration date of the full statutory

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term of said prior U.S. Patent 5,763,016, issued June 9, 1998, as the term of said prior patent is defined in 35 USC 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. Petitioner hereby agrees that any patent granted on said instant patent application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;

- is held unenforceable;

- is found invalid by a court of competent jurisdiction;

- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;

- has all claims canceled by a reexamination certificate;

- is reissued; or

- is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the

United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2. ☒ The undersigned is an attorney of record. Reg. No. 26,857.

☒ Terminal Disclaimer Fee under 37 CFR 1.20(d) included.

☒ Small entity – fee \$65.00

☐ Other than a small entity – fee \$130.00


FEE PAYMENT

☒ Attached is a check in the amount of \$ 65.00 (#13305)

☒ Charge Account 02-2053 for any fee deficiency required by this paper or credit said Account for any overpayment.

☐ Charge Account ____ the sum of \$ _____. A duplicate copy of this disclaimer is attached.

Dated: March 3, 2008



David W. Collins

Reg. No. 26,857

Attorney for Applicants

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Suite 100
Green Valley, AZ 85614

Telephone calls may be made to:
(520) 399-3203

ANON

INCORPORATED

P.O. Box 3485
Los Altos, California 94024
Tel: (650) 967-5125
Fax: (650) 967-5125 call first
www.anoninc.com

BILL OF SALE

FOR VALUE RECEIVED, the undersigned, ANON Inc., hereby sells and transfers unto Best Label Company, Inc., and its successors and assigns forever, the following described goods and chattel:

All assets of Anon, Inc., including but not limited to the assets set forth in the attached Schedule "A".

ANON, Inc. warrants and represents that it has good title to said property, full authority to sell and transfer same and that said goods and chattels are being transferred as is, where is without further warranty.

ANON, Inc.

By: Eric Levenson

Name: Eric Levenson

Title: President and CEO

Date: 4/30/03

BEST LABEL COMPANY, INC.

By: Ernie Wong

Name: Ernie Wong

Title: President and CEO

Date: April 30, 2003

ANON

INCORPORATED

P.O. Box 3485
Los Altos, California 94024
Tel: (650) 967-5125
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SCHEDULE "A"

PATENTS:

	<u>PATENT NUMBER</u>	<u>COUNTRY</u>	<u>TITLE</u>
1.	5,037,506	USA	<u>METHOD OF STRIPPING LAYERS OF ORGANIC MATERIALS</u>
	other patents pending	other countries	-same-
2.	Other patent pending	USA	<u>METHOD OF REMOVING ORGANIC MATERIALS FROM SUBSTRATES</u>
3.	5,763,016	USA	<u>METHOD OF FORMING PATTERNS IN ORGANIC FILMS AND LAYERS</u>
4.	6,231,775 B1	USA	<u>PROCESS FOR ASHING ORGANIC MATERIALS FROM SUBSTRATES</u>
	153545	TAIWAN	-same-
	3358808	JAPAN	-same-
	74793	SINGAPORE	-same-
	other patents pending	other countries	-same-
5.	6,451,118 B1	USA	<u>CLUSTER TOOL ARCHITECTURE FOR SO3 PROCESSING</u>

EQUIPMENT:

	<u>EACH</u>	<u>ITEM</u>
1.	1	PORTATEST II Dry Leak Detector
2.	1	Residual Gas Analyzer - Dycor LC Series
3.	1	Nitrogen Generator (no tank)
4.	1	Microscope
5.	4-5	Computers (1998-era), some with CRT's
6.	7-8	File cabinets
7.	1	Storage cabinet
8.	1	Supply cabinet
9.	1	Trestle table
10.	3-4	Office chairs
11.		Miscellaneous office supplies
12.	3-4	Metal bookcases
13.		Miscellaneous laboratory reports and Anon records.

OTHER:

	<u>ITEM</u>
1.	Break-up fee upon failed merger with RECIF S.A., Aussone, France
2.	IP licensing agreement with JTM Technologies (payments contingent)

ew
4/30/03